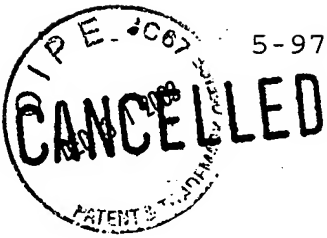


12 - 31 - 03

5-973

Information Disclosure Statement -- Patent



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JAMES R. KEENE

Serial No. 10/733,595

Atty's File 5-973

Filed December 11, 2003

For: MORTAR AND DEBRIS COLLECTION  
SYSTEM FOR MASONRY CAVITY WALLS

David A. Burge Co., L.P.A.  
2901 South Park Boulevard  
Cleveland, OH 44120-1842  
USPTO CUSTOMER NUMBER 707

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is being filed in compliance with guidelines set forth in 37 CFR 1.98(a) for satisfying the duty of Applicant and counsel to disclose to the Office information known thereto that is material to the examination of the application.

(continued to Page Two)

---

Inasmuch as this paper is being filed within three months of the filing date of the above-identified application, as is called for in 37 CFR 1.97(b), it is respectfully requested that due consideration be given to the art that is cited herein, and that such art be made "of record" during the prosecution of this application.

---

In filing this document, it is understood that information is deemed to be "material," as defined in 37 CFR 1.56(a), where there is a "substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent."

It is respectfully requested that the references listed on the accompanying PTO-1449 forms be considered and made of record during the examination of the application identified above.

While it is believed that the claimed subject matter of the above-identified application distinguishes patentably over all of references and information being cited to the Office, the Examiner's careful review is respectfully requested.

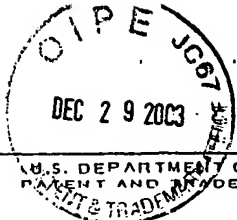
In the event that the Applicant learns of other material information during the pendency of the present application, such information will be brought promptly to the attention of the Examiner.

12/27/03

Date

  
James R. Keene

**CANCELLED**



Sheet 1 of 6

Form PTO-1449 (Rev. 11-2001)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

5-973

SERIAL NO.

10/733,595

**LIST OF PRIOR ART CITED BY APPLICANT**

(Use several sheets if necessary)

APPLICANT

JAMES R. KEENE

FILING DATE

12-11-03

GROUP

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	<u>RE36676</u>	<u>5/2000</u>	<u>SOURLIS</u>	<u>52</u>	<u>169.5</u>	
	AB	<u>6662504</u>	<u>12/2003</u>	<u>KROGSTAD</u>	<u>52</u>	<u>61</u>	
	AC	<u>6584746</u>	<u>7/2003</u>	<u>HOHMANN ETAL</u>	<u>52</u>	<u>513</u>	
	AD	<u>6474031</u>	<u>11/2002</u>	<u>PHILLIPS</u>	<u>52</u>	<u>302.1</u>	
	AE	<u>6256955</u>	<u>7/2001</u>	<u>LOLLEY ETAL</u>	<u>52</u>	<u>302.3</u>	
	AF	<u>6167668</u>	<u>2/2001</u>	<u>FINE ETAL</u>	<u>52</u>	<u>403.1</u>	
	AG	<u>6131353</u>	<u>10/2000</u>	<u>EGAN</u>	<u>52</u>	<u>408</u>	
	AH	<u>6112476</u>	<u>9/2000</u>	<u>SCHULENBURG</u>	<u>52</u>	<u>169.5</u>	
	AI	<u>6023892</u>	<u>2/2000</u>	<u>SOURLIS</u>	<u>52</u>	<u>169.5</u>	
	AJ	<u>5937594</u>	<u>8/1999</u>	<u>SOURLIS</u>	<u>52</u>	<u>169.5</u>	
	AK	<u>5860259</u>	<u>1/1999</u>	<u>LASKA</u>	<u>52</u>	<u>302.3</u>	

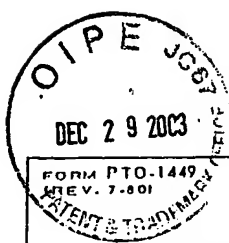
**OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



FORM PTO-1449  
REV. 7-001  
PATENT & TRADEMARK OFFICE

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

5-973

SERIAL NO.

10/733,595

LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

JAMES R. KEENE

FILING DATE

12-11-03

GROUP

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5845955	12/1998	JOHNSON, III	52	713	
	AB	5826390	10/1998	SACKS	52	408	
	AC	5768842	6/1998	AUSTIN	52	302.3	
	AD	5692348	12/1997	AMBROSINO	52	169.5	
	AE	5634310	6/1997	HOHMANN	52	513	
	AF	5598673	2/1997	ATKINS	52	302.1	
	AG	5489462	2/1996	STEBER	428	174	
	AH	5343661	9/1994	SOURLIS	52	169.5	
	AI	5274968	1/1994	PARDO	52	97	
	AJ	5230192	7/1993	WEBB ET AL	52	395	
	AK	5230189	7/1993	SOURLIS	52	169.5	

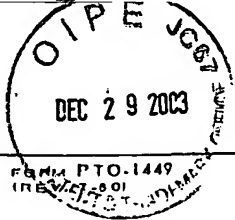
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 3 of 6FORM PTO-1449  
(REV. 1-80)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

5-973

SERIAL NO.

10/733,595

## LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

JAMES R. KEENE

FILING DATE

12-11-03

GROUP

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5207043	5/1993	McGEE ETAL	52	379	
	AB	5115614	5/1992	McGRATH	52	169.5	
	AC	5099627	3/1992	COULTON ETAL	52	408	
	AD	4910931	3/1990	PARDUE, JR.	52	169.5	
	AE	4907385	3/1990	BIODROWSKI	52	169.5	
	AF	4875319	10/1989	HOHMANN	52	383	
	AG	4852320	8/1989	BALLANTYNE	52	303	
	AH	4827684	5/1989	ALLAN	52	378	
	AI	4660342	4/1987	SALISBURY	52	358	
	AJ	4606163	8/1986	CATANI	52	434	
	AK	4422271	12/1983	ANZINGER	52	302	

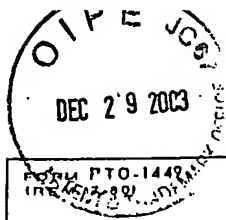
## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. <b>5-973</b>	SERIAL NO. <b>10/733,595</b>
	APPLICANT <b>JAMES R. KEENE</b>	
	FILING DATE <b>12-11-03</b>	GROUP

LIST OF PRIOR ART CITED BY APPLICANT  
(Use several sheets if necessary)

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	4381630	5/1983	KOESTER	52	169.5	
	AB	4333281	6/1982	SCARFONE	52	169.5	
	AC	4315392	2/1982	SYLVEST	52	309.1	
	AD	4282691	8/1981	RISDON	52	101	
	AE	4212692	7/1980	RASEN ETAL	156	167	
	AF	4102093	7/1978	HARRIS	52	101	
	AG	4010748	3/1977	DOBRITZ	128	192	
	AH	3999349	12/1976	MIELE ETAL	52	568	
	AI	3837988	9/1974	HENNEN ETAL	161	6.7	
	AJ	3788017	1/1974	BACHUS	52	122	
	AK	3691004	9/1972	WERNER ETAL	161	150	

## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR	
	AS	
	AT	

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

DEC 29 2003

Sheet 5 of 6FORM PTO-1449  
REV. 12-2007U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

5-973

SERIAL NO.

10/733,595

## LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

JAMES R. KEENE

FILING DATE

12-11-03

GROUP

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	3 687759	8/1972	WERNER ETAL	156	167	
	AB	3 686049	8/1972	MANNER ETAL	156	167	
	AC	3 668829	6/1972	NELSON	52	169	
	AD	3 562982	2/1971	PAREZO	52	169	
	AE	3 293810	12/1966	COX ETAL	52	303	
	AF	3 277626	10/1966	BRYNJOLFSSON ETAL	52	713	
	AG	2 934931	5/1960	JOHNSON	72	5	
	AH	2 897109	7/1959	VOIGTMAN	154	50	
	AI	2 705887	4/1955	XANTEN	72	128	
	AJ	2 634601	4/1953	TILLERY	72	16	
	AK	2 329585	9/1943	BREWER	72	127	

## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

22763 U.S. PTO  
122903

1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

5-973

SERIAL NO.

10/733,595

LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

JAMES R. KEENE

FILING DATE

12-11-03

GROUP

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	2 2 9 8 3 1 9	10/1942	VATET	72	127	
	AB	2 2 1 3 3 5 5	9/1940	WOODWORTH	72	16	
	AC	1 9 5 4 7 3 0	4/1934	ERICKSON	72	41	
	AD	1 7 4 6 8 1 6	2/1930	BOES	52	607	
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR		
	AS		
	AT		

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.